

**TOWN OF FREDERICK, COLORADO**  
**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE TOWN OF FREDERICK, COLORADO,  
ENACTING CHAPTER 10, ARTICLE X, SECTION 10-199 OF  
FREDERICK MUNICIPAL CODE, ENTITLED "FAILURE TO OBEY A  
LAWFUL ORDER."**

**WHEREAS,** the Board of Trustees finds that it is appropriate and necessary to enact provisions of the Frederick Municipal Code making it unlawful to knowingly disobey the lawful order of a police officer, fire department officer, paramedic or emergency medical technician; and

**WHEREAS,** the Board finds that the enactment of this ordinance is in the best interest of the health, safety and welfare of the citizens of the town.

**BE IT ORDAINED BY THE BOARD OF TRUSTEES OF THE TOWN OF  
FREDERICK, COLORADO, AS FOLLOWS:**

**Section 1.** Chapter 10, Article X, Section 10-199 of the Frederick Municipal Code is hereby enacted to read as follows:

**Sec. 10-199. Failure to obey a lawful order.**

a. It shall be unlawful for any person to fail to obey the lawful order of a police officer. A "lawful order," as used in the subsection, is an order issued by a police officer in the exercise of his or her assigned duties relating to the enforcement of the penal law, the preservation of the peace, or the protection of the safety of persons or property. A police officer may issue a lawful order while performing his or her assigned duties, preserving the peace, or protecting the safety of persons or property, when in uniform, or if not in uniform, after having identified him or herself as a police officer.

b. It shall be unlawful for any person to knowingly fail to obey the lawful order of a fire department officer, paramedic or emergency medical technician. A "lawful order," as used in this subsection, is an order issued by a fire department officer, paramedic or emergency medical technician in the exercise of his or her assigned duties at the scene of a fire or other emergency relating to the preservation of the peace or the protection of the safety of persons or property. A fire department officer, paramedic or emergency medical technician may issue a lawful order after having identified him or herself as a fire department officer, paramedic or emergency medical technician.

c. This section is designated a criminal violation. Upon conviction, penalties set forth at §1-72(b) shall apply.

**Section 2. Effective Date.** This ordinance shall be published and become effective as provided by law.

**Section 3. Severability.** If any part, section, subsection, sentence, clause or phrase of this ordinance is for any reason held to be invalid, such invalidity shall not affect the validity of the remaining sections of the ordinance. The Town Board hereby declares that it would have passed the ordinance including each part, section, subsection, sentence, clause or phrase thereof, irrespective of the fact that one or more parts, sections, subsections, sentence, clauses or phrases are declared invalid.

**Section 4: Repealer.** All ordinances or resolutions, or parts thereof, in conflict with this ordinance are hereby repealed, provided that such repealer shall not repeal the repealer clauses of such ordinance nor revive any ordinance thereby.

INTRODUCED, READ, PASSED, ADOPTED AND ORDERED PUBLISHED THIS  
\_\_\_\_ day of \_\_\_\_\_, 2010.

TOWN OF FREDERICK

By: \_\_\_\_\_  
Eric E. Doering, Mayor

ATTEST:

By \_\_\_\_\_  
Nanette S. Fornof, Town Clerk